

## **RAPPAHANNOCK-RAPIDAN AREA LHRC**

Approved Minutes

September 6, 2022

10:30am

15361 Bradford Rd, Culpeper, VA

### **MEMBERS PRESENT**

Jackie Dare – Chairperson

Arla Lewis - Member

Ann Garrett – Member

### **Members Absent**

David Henry – Member

Mary-Ann Gray – Member

Betsy Knight-Reid – Member

### **OTHERS PRESENT**

Artea Ambrose – Human Rights Advocate, DBHDS Region #1

Heather Hilleary – Human Rights Advocate, DBHDS Region #1

Alexander Waddell – Human Rights Advocate, NWCSB

Allison Wedman – Case Manager, NWCSB

Donna Higgs, DD Services Program Manager, NWCSB

Monica See, DD Services Case Manager Supervisor, NWCSB

Rachel Kozella, Compliance Manager, RTCSB

Angela Phillips, Sponsored Residential, Wall Residences

RTCSB 1, Individual, RTCSB and Wall Residences

Rebekah Lock, Quality Assurance Representative, Rescare (CAV)

Mark Landis, Regional Vice President, Rescare (CAV)

Charlotte Horn, Stakeholder

OB's Legal Guardian, Stakeholder

OB's Sister, Stakeholder

OB's Stepfather, Stakeholder

### **CALL TO ORDER**

Ms. Dare called meeting to order at 10:38am.

### **ROLL CALL/ATTENDANCE**

Those in attendance made introductions. Chair welcomes attendees.

### **Approval of Agenda**

Ms. Lewis motioned to approve the agenda. Seconded by Dr. Garrett. The motion was unanimously approved by all committee members present.

### **APPROVAL OF MINUTES**

Ms. Lewis motioned for the June 2022 draft minutes to be approved. Seconded by Dr. Garrett. The motion was unanimously approved by all committee members present.

## **PUBLIC COMMENTS**

No public comments made.

## **CHAIR ANNOUNCEMENTS**

No announcements from the Chair.

## **ADVOCATE REPORT AND TRAINING**

- **Quarterly Abuse, Neglect, Exploitation and Complaint Statistics**

For the quarter ending 6/30/2022 in Region 1:

30 Complaints involving allegations of ANE (CSB)

412 Complaints involving allegations of ANE (Providers)

10 Complaints not involving ANE (CSB)

12 Complaints not involving ANE (Providers)

This is an increase of 66 complaints from Q2 to Q3.

Of Q3's 464 total complaints, 33 allegations involving ANE were substantiated.

This is a percentage of 7.11% substantiated cases, which is a decrease of 4.24% between Q2 to Q3 for ANE substantiated cases

- **Summary of current Variances for Region 1**

There are no current variances for community-based providers in Region 1

- **Updates**

- Behavioral Health Commission – The Behavioral Health Commission met in Richmond to receive an update on the implementation of STEP-VA. As you know, STEP-VA is the model to implement a specific set of quality community services consistently across Virginia. While we have made progress, we still have work to do to ensure all Virginians have access to a critical and robust set of services across all CSBs.
- New Chief Deputy Commissioner – Ellen Harrison will be starting as the new Chief Deputy Commissioner at DBHDS in September. In addition to being a strong and widely respected leader in our community, Ellen has extensive experience with both public and private sector partnerships, and a deep knowledge of our system on the state, regional, and local levels. Her work at Rockingham CSB, Western State Hospital, and other positions within the regional CSB and private hospital system, along with being a licensed counselor, give Ellen the extensive experience we need in a Chief Deputy as we move forward to bring meaningful and positive change to our system.
- Substantiated Abuse Response – The Office of Human Rights continues execution of the A.I.M. Protocol. High priority cases, defined as any allegation of sexual assault, restraint with serious injurie(s), and physical abuse with serious injurie(s) required an immediate Advocate response to include a site visit within 24 hours of notification. This is the first year OHR attempted to collect data specific to the number of AIM “visits” and there were approximately 480 AIM24 and AIM30 “visits”. We anticipate

completion of a Data Warehouse report coupled with calculated documentation to continue to inform the effects of this practice.

- Inter-Agency Collaboration – In FY22, OHR received and reviewed a total of 1,119 APS and CPS reports directly from one of 120 DSS localities across the Commonwealth. Of these, 865 alleged abuse, neglect or exploitation involving a licensed community provider or state operated facility.
- Statewide Provider Training Strategy – Throughout 2021 OHR remained committed to providing system-wide training opportunities to promote literacy regarding individuals’ assured rights and corresponding facility/provider duties. This continues in 2022 to include the following:
  - September 8, 2022 – Investigating Abuse & Neglect: An Overview for Community Providers
  - September 15, 2022 – The Human Rights Regulations: An Overview
  - October 13, 2022 – Reporting in CHRIS: Abuse, Neglect, and Human Rights Complaints
  - October 20, 2022 – Restrictions, Behavioral Treatment Plans, & Restraints
- **SHRC Upcoming Meetings**
  - September 29, 2022
  - November 3, 2022
  - December 8, 2022

### **OLD BUSINESS:**

None

### **NEW BUSINESS**

- Petitioner requests extension for the submission of Exhibits 3 and 4 for OB v CAV. Motion to approve made by Dr. Garrett and seconded by Ms. Lewis. Unanimously approved by all members present.
- Petitioner requests extension for the submission of Exhibits 1 and 2 for OB v NWCSB. Motion to approve made by Dr. Garrett and seconded by Ms. Lewis. Unanimously approved by all members present.
- Entered into closed session to conduct fact-findings hearings and next friend review.

### **CLOSED SESSION**

Upon a motion made by Ms. Lewis and seconded by Dr. Garrett, the committee entered closed session pursuant to Virginia Code §2.2-3711, a.15 and §2.2-37.05.5 for the purpose of discussion not related to public business.

### **RETURN TO OPEN SESSION**

Upon reconvening in open session, each member certified that, to the best of each member’s knowledge, only private business matters, lawfully exempted from statutory

open session requirements and identified in the motion by which the closed session was convened, were considered in the closed session.

- Dr. Garrett motioned to approve Charlotte Horton as the next friend for RTCSB 1. Seconded by Ms. Lewis. Unanimously approved by all members present.
- Dr. Garrett motioned to approve the following findings and recommendations as presented during the hearing:

OB v NWCS – Violation of 12VAC35-115-50(B)(2) Dignity and 12VAC35-115-260(A)(8) Provider and Department Responsibilities

OB v CAV – Violation of 12VAC35-115-50(B)(2) Dignity and 12VAC35-115-260(A)(8) Provider and Department Responsibilities

Seconded by Ms. Lewis. Unanimously approved by all members present.

### **MEETING ADJOURNED**

The next scheduled LHRC meeting is December 6, 2022 at 10:30am at the Rappahannock-Rapidan CSB – 15361 Bradford Rd, Culpeper, VA.

Hearing no other business items, Ms. Lewis motioned to adjourn and seconded by Dr. Garrett. Ms. Dare adjourned the meeting at 1:14pm.